

**Application No.:** 10/567,197  
**Filing Date:** September 21, 2006

### **REMARKS**

Claims 1-6, 8-24, 26-31, 33, 35 and 37-43 are presently pending, and have been indicated as allowed by the Examiner. Claims 7, 25, 34, 36 and 44 are canceled without prejudice, solely to expedite prosecution. No new matter has been added herewith. The following addresses the substance of the Office Action.

#### **Indefiniteness**

Claims 7, 25 and 36 were rejected under 35 U.S.C. § 112, second paragraph as being indefinite. In particular, the catalyst limitations of “hindered amidoaryl chelates, hindered oxoaryl chelates, Fe (II and III) and Co (II) bis(imino)pyridines and Brookhart complexes based on Ni (II), Pd (II)” were found to lack definitions. Claims 7, 25 and 36 are canceled, thereby rendering the rejection moot.

Claim 25 was found to contain confusing and awkward language. Claim 25 is canceled, thereby rendering the rejection moot.

Accordingly, the Applicants respectfully request removal of the rejection.

#### **No Disclaimers or Disavowals**

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not reasonably infer that Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

### **CONCLUSION**

In view of Applicants' amendments to the Claims and the foregoing Remarks, it is respectfully submitted that the present application is in condition for allowance. Should the Examiner have any remaining concerns which might prevent the prompt allowance of the

**Application No.:** 10/567,197  
**Filing Date:** September 21, 2006

application, the Examiner is respectfully invited to contact the undersigned at the telephone number appearing below.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 20, 2009

By: 

Raymond D. Smith  
Registration No. 55,634  
Agent of Record  
Customer No. 20995  
(949) 760-0404

6501314  
011909